



471146

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. 900-9523/CONT/CONT/
DIV2/CONT.

Anticipated Classification
of this application:
Class _____ Subclass _____

Prior application:
Examiner J. Goldberg

Art Unit 1205

The Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

This is a request for filing a xx continuation _____
divisional application under 37 CFR 1.60 of pending prior
application Serial No. 08/291,010 filed on August 15,
1994 of MAXIMILIAN GRASSBERGER/JOSEF G. MEINGASSNER/
ANTON STUTZ/ (Inventor(s))
PETER STUTZ for NEW USE OF 11,28-DIOXA-4-AZATRICYCLO[22.3.1.0^{4,9}]
(Title)

OCTACOS-18-ENE DERIVATIVES AND PHARMACEUTICAL COMPOSITIONS CONTAINING
THEM

1. xx Enclosed is a copy of the great-grandparent of the
prior application, said great-grandparent being Serial
No. 07/268,114 filed November 7, 1988, including
the oath or declaration, as originally filed,
said prior application having been filed under the
provisions of Rule 60 as a continuation or divisional
of application Serial No. 07/982,925, filed November 30,
1992. I hereby verify that the attached papers
are a true copy of application Serial No. 07/268,114.

L.T.
8/17/95
#2/A

3. xx The Commissioner is hereby authorized to charge to Deposit Account No. 19-0134 any fee not covered by a valid check which may be required in connection with this application with the exception of the issue fee (unless and until a signed issue fee transmittal form is filed). This authorization is not limited to payment of all or a portion of the filing fee, but is also intended to include, for example, all fees necessitated by the presentation of additional claims during prosecution, extension of time fees, petition fees, and the fees required upon the filing of a Notice of Appeal, an Appeal Brief and a Request for an Oral Hearing. The Commissioner is likewise authorized to credit any overpayment to said Deposit Account. A duplicate of this sheet is appended.

4. _____ A check in the amount of \$ _____ is enclosed.
5. _____ Cancel in this application original claims _____
_____ of the prior application before calculating
the filing fee.
6. xx Amend the specification by inserting before the first
line the sentence:

--This is a xx continuation _____ division of
application Serial No. 08/291,010, filed August 15,
1994, which in turn is a _____ continuation
xx division of application Serial No. 07/982,925,
Nov. 30, 1992, now
filed USP 5,366,971, which in turn is a xx
continuation _____ division of application Serial No.
07/608,430, filed Nov. 2, 1990 which in turn
is a xx continuation _____ division of application
Serial No. 07/268,114, filed November 7, 1988,
the latter two of which are now abandoned.--.

7. _____ Transfer the drawings from application Serial No. _____
to this application and abandon said prior application
as of the filing date accorded this application. A
duplicate copy of this sheet is enclosed for filing in
the prior application file.
8. _____ New formal drawings are enclosed.
9. _____ The prior application is assigned of record to
_____.
10. xx The power of attorney of application Serial No.
07/268,114, filed Nov. 7, 1988, is to

____ Carl W. Battle	Reg. No. 30,731
<u>xx</u> Joseph J. Borovian	Reg. No. 26,631
____ John L. Chiatalas	Reg. No. 31,818
<u>xx</u> Thomas C. Doyle	Reg. No. 22,340
____ Diane E. Furman	Reg. No. 31,104
<u>xx</u> Robert S. Honor	Reg. No. 22,801
<u>xx</u> Melvyn M. Kassenoff	Reg. No. 26,389
____ Carol A. Loeschorn	Reg. No. 35,590
<u>xx</u> Thomas O. McGovern	Reg. No. 25,741
____ Michael P. Morris	Reg. No. 34,513
____ Andrew N. Parfomak	Reg. No. 32,431

- a. xx The power appears in the original papers of application Serial No. 07/268,114.
- b. ____ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. xx Address all future communications to ROBERT S. HONOR.

11. ____ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.

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12. xx The priority of each of the following foreign patent application(s) ~~is~~ are claimed in accordance with 35 U.S.C. 119:

AUSTRIAN APPLICATION NO. A2952/87, filed November 9, 1987

FEDERAL REPUBLIC OF GERMANY APPLICATION NO. P 37 42 805.5, filed December 17, 1987

xx The certified copy(s) of the above-identified priority application was filed on July 25, 1989 in prior U.S. patent application Serial No. 07/268,114, now abandoned.

June 6, 1995

Date

Thomas O. McGovern

Thomas O. McGovern
Reg. No. 25,741 /
201-503-8480

Address of signator:

SANDOZ CORP.

59 Route 10

E. Hanover, N.J. 07936

TOM:lcr

 Inventor(s)

 Assignee of complete interest

xx Attorney or agent of record

 Filed under Rule 34(a)



Case No. 900-9523/CONT.2/DIV2/
CONT.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Express Mail Mailing Label Number TB723906128US

Date of Mailing June 6, 1995

I hereby certify that on the date indicated above
this application of

MAXIMILIAN GRASSBERGER/JOSEF G. MEINGASSNER/
ANTON STUTZ/PETER STUTZ

is being deposited with the United States Postal Service
as Post Office to Addressee Express Mail addressed to the
Commissioner of Patents and Trademarks, Washington, D.C.
20231 in accordance with 37 CFR 1.10.

Signature of Person Mailing the Application

Linda C. Rothwell

Printed or Typed Name of Person Mailing the Application